



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re patent application of:

Branch et al.

Serial No. 09/870,023

Filed May 30, 2001

INTERBODY FUSION GRAFTS
AND INSTRUMENTATION

)
) Examiner
) Philogene
)
) Group Art Unit
) 3731
)
)
)
)

I hereby certify that this correspondence is being deposited with the United States Postal Service as **first class mail** in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

December 1, 2004

(Date of Deposit)

James B. Myers

Name of Registered Representative

James B. Myers
Signature

REQUEST FOR EXTENSION OF TIME

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant's attorney requests that the date for responding to the Office Action dated July 1, 2004 be extended two months to and including December 1, 2004.

The large-entity fee of \$430 is to be charged to the American Express account number shown on the attached form (PTO-2038). It is believed that no additional fees are due; however if any fees are deemed necessary, the US Patent & Trademark Office is hereby authorized to charge such fees to Deposit Account No. 23-3030 but do not include any payment of issue fees that are or may become due.

Respectfully submitted,

12/06/2004 EABUBAK1 00000103 09870023

02 FC:1252

430.00 0P

By:

James B. Myers
James B. Myers, Reg. No. 42,021
Woodard, Emhardt, Moriarty, McNett & Henry LLP
3700 Bank One Center Tower
111 Monument Circle
Indianapolis, IN 46204-5137
(317) 713-4948